



Nevada State Board of Medical Examiners

❖ PUBLIC NOTICE ❖

NEVADA STATE BOARD OF MEDICAL EXAMINERS BOARD MEETING

Conference Room at the Offices of the Nevada State Board of
Medical Examiners

1105 Terminal Way, Suite 301, Reno, Nevada 89502

Videoconferenced (or Teleconferenced) to:

Conference Room at the Offices of the Nevada State Board of Medical
Examiners/Nevada State Board of Dental Examiners
6010 S. Rainbow Boulevard, Building A, Suite 1, Las Vegas, Nevada 89118

Friday, September 9, 2011 – 8:30 a.m.

* AGENDA *

Please Note:

- An asterisk (*) denotes items for possible action.
- Persons wishing to attend this meeting may do so at either of the above-listed locations.
- Agenda items, other than those items posted with a specific time, may be taken out of sequence or may be combined for consideration by the Board to accommodate persons appearing before the Board and/or to aid in the effectiveness of the meeting.
- Items may be pulled or removed from the agenda at any time.
- Certain Agenda items, or portions thereof, may be conducted in closed session, in accordance with NRS 241.030.
- Public comment is scheduled under Agenda Item 2, at the beginning of the meeting, and again under Agenda Item 29, at the end of the meeting, and may also be called for at other times throughout the meeting by the Board President. When these Agenda items are called, members of the general public may bring matters not appearing on this Agenda to the attention of the Board. The Board may discuss the matters, but may not act on the matters at this meeting. If the Board desires, the matters may be placed on a future Agenda for action. In consideration of others, who may also wish to provide public comment, please avoid repetition and limit your comments to no more than four (4) minutes.

Mailing Address: P.O. Box 7238 • Reno, Nevada 89510-7238

Physical Address: 1105 Terminal Way, Suite 301 • Reno, Nevada 89502-2144

(775) 688-2559 • Fax (775) 688-2321

E-mail: nsbme@medboard.nv.gov • Website: www.medboard.nv.gov

1. Call to Order and Announcements - *Benjamin J. Rodriguez, M.D., President*
 - Roll Call/Quorum
2. Public Comment
- 3.* Approval of Minutes
 - June 8, 2011 Telephone Conference Board Meeting – Open Session
 - June 10, 2011 Board Meeting – Open/Closed Sessions
- 4.* Consideration and Approval of FY 2010 Annual Audit by Kohn Colodny LLP, Certified Public Accountants

Friday, September 9, 2011, at 8:35 a.m., or as soon thereafter as it may be heard

 - *Beth Kohn-Cole, CPA, Kohn Colodny LLP; Valerie J. Clark, BSN, RHU, LUTCF, Secretary-Treasurer; Douglas C. Cooper, CMBI, Executive Director; Donya Jenkins, Finance Manager*
- 5.* Consideration and Action Regarding Proposed Amendments to Nevada Administrative Code Chapter 630

Friday, September 9, 2011, at 8:45 a.m., or as soon thereafter as it may be heard

 - Consideration of Amendment to Nevada Administrative Code Chapter 630, Amending NAC 630.045 to Add Perfusionists to the List of Those to Whom the Regulation Applies
 - Consideration of Amendment to Nevada Administrative Code Chapter 630, Amending NAC 630.243 to Add Practitioners of Respiratory Care and Perfusionists to the List of Those to Whom the Regulation Applies
 - Consideration of Amendment to Nevada Administrative Code Chapter 630, Amending NAC 630.270 to Update the Manner by Which Disciplinary Findings and Orders of the Board May Be Served and Adding Practitioners of Respiratory Care and Perfusionists to the List of Those to Whom the Regulation Applies
 - Consideration of Amendment to Nevada Administrative Code Chapter 630, Amending NAC 630.187 to Accurately Reflect the Current Title of the Federation of State Medical Board's Publication, *Model Policy for the Use of Controlled Substances for the Treatment of Pain*
 - *Edward O. Cousineau, J.D., Deputy Executive Director*
- 6.* Consideration of Request of Sean Su, M.D. for Removal of Conditions on His Medical License

Friday, September 9, 2011, at 9:00 a.m., or as soon thereafter as it may be heard

 - *Sean Su, M.D.*
- 7.* Consideration of Request of Carolyn Cornelius, M.D. for Removal of Conditions on Her Medical License

Friday, September 9, 2011, at 9:10 a.m., or as soon thereafter as it may be heard

 - *Carolyn Cornelius, M.D.*

- 8.* Adjudication in the Matter of the Nevada State Board of Medical Examiners vs. James Tate, M.D., BME Case No. 09-9809-1
Friday, September 9, 2011, at 9:20 a.m., or as soon thereafter as it may be heard
- Harry Ward, J.D., Deputy Attorney General
- 9.* Adjudication in the Matter of the Nevada State Board of Medical Examiners vs. William Boren, M.D., BME Case No. 10-7440-1
Friday, September 9, 2011, at 9:40 a.m., or as soon thereafter as it may be heard
- Harry Ward, J.D., Deputy Attorney General
- 10.* Adjudication in the Matter of the Nevada State Board of Medical Examiners vs. Luke Cesaretti, M.D., BME Case No. 10-7235-1
Friday, September 9, 2011, at 10:00 a.m., or as soon thereafter as it may be heard
- Harry Ward, J.D., Deputy Attorney General
- 11.* Adjudication in the Matter of the Nevada State Board of Medical Examiners vs. Mohammed Shafi, M.D., BME Case No. 10-10760-1
Friday, September 9, 2011, at 10:15 a.m., or as soon thereafter as it may be heard
- Harry Ward, J.D., Deputy Attorney General
- 12.* Consideration of Settlement Agreement in the Matter of the Nevada State Board of Medical Examiners vs. Douglas Budde, Jr., M.D., BME Case No. 11-27793-1
- Bradley O. Van Ry, J.D., Deputy General Counsel
- 13.* Consideration of Settlement Agreement in the Matter of the Nevada State Board of Medical Examiners vs. Darby-Annette Clayson, M.D., BME Case No. 11-30595-1
- Lyn E. Beggs, J.D., General Counsel
- 14.* Consideration of Settlement Agreement in the Matter of the Nevada State Board of Medical Examiners vs. Damon Sacco, M.D., BME Case No. 11-29622-1
- Lyn E. Beggs, J.D., General Counsel
- 15.* Consideration of Settlement Agreement in the Matter of the Nevada State Board of Medical Examiners vs. Larry Yee, M.D., BME Case No. 10-6816-1
- Bradley O. Van Ry, J.D., Deputy General Counsel
- 16.* Consideration of Settlement Agreement in the Matter of the Nevada State Board of Medical Examiners vs. Kenneth Westfield, M.D., BME Case No. 11-5797-1
- Bradley O. Van Ry, J.D., Deputy General Counsel
- 17.* Consideration of Settlement Agreement in the Matter of the Nevada State Board of Medical Examiners vs. Daniel Williams, M.D., BME Case No. 11-30754-1
- Edward O. Cousineau, J.D., Deputy Executive Director

- 18.* Consideration of Settlement Agreement in the Matter of the Nevada State Board of Medical Examiners vs. Navneet Sharda, M.D., BME Case No. 10-11856-1
- Lyn E. Beggs, J.D., General Counsel
- 19.* Consideration of Settlement Agreement in the Matter of the Nevada State Board of Medical Examiners vs. Clayton Fuller, M.D., BME Case No. 11-29479-1
- Edward O. Cousineau, J.D., Deputy Executive Director
- 20.* Consideration of Settlement Agreement in the Matter of the Nevada State Board of Medical Examiners vs. Anthony Lee, M.D., BME Case No. 11-18873-1
- Lyn E. Beggs, J.D., General Counsel
- 21.* Consideration of Acceptance of Voluntary Surrender of Medical License of Bryan Espinosa, P.A.-C, License #453
- Edward O. Cousineau, J.D., Deputy Executive Director
- 22.* Consideration of Acceptance of Voluntary Surrender of Medical License of Diane Ruhl, P.A.-C, License #401
- Lyn E. Beggs, J.D., General Counsel
- 23.* Reports
- Physician Assistant Advisory Committee - Roy M. Cary, Jr., P.A.-C; Janet K. Wheble, P.A.-C, Advisory Committee Members
 - Consideration of Request for Appointment of Board Member to Exploratory Committee to Research Possible Change to Statutes Concerning a Physician Assistant's Ability to Sign Forms
 - Practitioner of Respiratory Care Advisory Committee - John H. Steinmetz, R.R.T., Advisory Committee Member
 - Perfusionist Advisory Committee - Douglas C. Cooper, CMBI, Executive Director
 - Investigative Committees
 - Consideration of Cases Recommended for Closure by the Investigative Committees
 - Theodore B. Berndt, M.D., Vice President, Chairman, Investigative Committee A;
 - Benjamin J. Rodriguez, M.D., President, Chairman, Investigative Committee B
 - Investigations Division - Pamela J. Castagnola, CMBI, Chief of Investigations
 - Status of Investigative Case Load
 - Quarterly Compliance Report
 - Nevada State Medical Association Report - Lawrence P. Matheis, Executive Director, Nevada State Medical Association; Michael J. Fischer, M.D., Board Member
 - Clark County Medical Society Report - Loretta Moses, Executive Director, Clark County Medical Society; Benjamin J. Rodriguez, M.D., Board President

24.* Executive Staff/Staff Reports

- Consideration and Approval of Proposed 2012 Meeting Schedule - *Douglas C. Cooper, CMBI, Executive Director*
- Consideration of Request for Staff Attendance at Educational Meetings
 - *Douglas C. Cooper, CMBI, Executive Director*
- Quarterly Update on Finances - *Donya Jenkins, Finance Manager*
- Informational Items - *Douglas C. Cooper, CMBI, Executive Director*

25. Legal Reports

- Board Litigation Status - *Lyn E. Beggs, J.D., General Counsel*

26.* Licensure Ratification

- Ratification of Licenses Issued, and Reinstatements of Licensure and Changes of Licensure Status Approved Since the June 10, 2011 Board Meeting

27.* Appearances for Consideration of Acceptance of Applications for Licensure
Portions of these appearances may be conducted in closed session in accordance with NRS 241.030.

- (a) Ahad Mohammad Yousuf, M.D.
- (b) Sona Chandulal Patel, M.D.
- (c) Victor Shuangfu Lee, M.D.
- (d) Wilson Fulla Bernales, M.D.
- (e) Jeffrey Feliciano Tudla, M.D.
- (f) Cynthia Lois Archer, M.D.

28. Matters for Future Agenda

29. Public Comment

NOTICES POSTED AT THE FOLLOWING:

Nevada State Board of Medical Examiners - Reno
Washoe County Court House – Reno
Office of the Attorney General - Carson City
Office of the Attorney General - Las Vegas
Southern Nevada Health District - Las Vegas
Elko County Court House - Elko
White Pine County Court House – Ely
www.medboard.nv.gov

PLEASE NOTE:

- 1) Persons/facilities desiring copies of the Board's agenda must submit their request in writing every twelve (12) months. Check the address label for this agenda for expiration date.
- 2) With regard to any Board meeting, it is possible that an amended notice will be published adding new items to the original agenda. Amended notices will be posted in accordance with the Open Meeting Law; however, they will not be mailed to individuals on the Board's mailing list.
- 3) Members of the public who are disabled and require special accommodations or assistance at the meeting are requested to notify the Board office in writing at P.O. Box 7238, Reno, NV 89510 or by calling (775) 688-2559 prior to the date of the meeting.